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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/017,471	10/23/2001	Eriko Takano	0380-P02329US1	5210

110 7590 06/16/2006

DANN, DORFMAN, HERRELL & SKILLMAN  
1601 MARKET STREET  
SUITE 2400  
PHILADELPHIA, PA 19103-2307

EXAMINER

NASHED, NASHAAT T

ART UNIT	PAPER NUMBER
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1656

DATE MAILED: 06/16/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Response to Rule 312 Communication</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/017,471	TAKANO ET AL.	
	<b>Examiner</b>	<b>Art Unit</b>	
	Nashaat T. Nashed, Ph. D.	1656	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

1. ☒ The amendment filed on 18 April 2006 under 37 CFR 1.312 has been considered, and has been:

a) ☒ entered.

b) ☐ entered as directed to matters of form not affecting the scope of the invention.

c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

d) ☐ disapproved. See explanation below.


e) ☐ entered in part. See explanation below.

*The restriction between the modified host cell and method of its use to make antibiotics has be vacated.*

*Examiner's amendment:*

*Amend claim 23 as shown below to correct a minor informality:*

*Claim 23 The method of claim 15 wherein said aequonce homology is at least 95%.*

  
 Nashaat T. Nashed, Ph. D.  
 Primary Examiner  
 Art Unit: 1656